

ATTACHMENT I

PRETREATMENT PROGRAM REQUIREMENTS

1. The Discharger shall be responsible and liable for the performance of all Control Authority pretreatment requirements contained in 40 CFR 403, including any subsequent revisions to that part. Where 40 CFR 403 or subsequent revisions place mandatory actions upon the Discharger, as Control Authority, but do not specify a timetable for completion, the Discharger shall complete the mandatory actions within 180 days of the effective date of this Order/Permit, or the effective date of the revisions to 40 CFR 403, whichever is later. For violations of pretreatment requirements, the Discharger shall be subject to enforcement actions, penalties, fines, and other remedies imposed by the USEPA, the Regional Water Board, or other appropriate parties as provided in the CWA and/or the California Water Code. The Regional Water Board or USEPA may initiate enforcement action against a nondomestic user for noncompliance with applicable standards and requirements, as provided in the CWA and/or the California Water Code.
2. The Discharger shall implement and enforce in its entire service area, including contributing jurisdictions, its approved pretreatment program, and all subsequent revisions, which are hereby made enforceable conditions of this Order/Permit. The Discharger shall enforce the requirements promulgated pursuant to CWA sections 307(b), 307(c), 307(d), and 402(b) with timely, appropriate, and effective enforcement actions. The Discharger shall cause all nondomestic users subject to federal categorical standards to achieve compliance no later than the date specified in those requirements, or, in the case of a new nondomestic user, upon commencement of discharge.
3. The Discharger shall perform the pretreatment functions required by 40 CFR 403, including, but not limited to:
 - a. Implement the necessary legal authorities as required by 40 CFR 403.8(f)(1);
 - b. Enforce the pretreatment requirements under 40 CFR 403.5 and 403.6;
 - c. Implement the programmatic functions as required by 40 CFR 403.8(f)(2); and
 - d. Provide the requisite funding and personnel to implement the pretreatment program as required by 40 CFR 403.8(f)(3).
4. By March 1 of each year, the Discharger shall submit an annual report to the Regional Water Board, State Water Board, and USEPA describing its pretreatment activities over the previous calendar year (January through December 31). In the event the Discharger is not in compliance with any condition or requirement of this Order/Permit, or any pretreatment compliance inspection/audit requirements, the

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Discharger shall include the reasons for noncompliance and state how and when it will comply with such conditions and requirements. The annual report shall contain, but not be limited to, the following information:

- a. A summary of analytical results from representative flow-proportioned 24-hour composite sampling of the Discharger's influent and effluent for those pollutants USEPA has identified under CWA section 307(a) which are known or suspected to be discharged by nondomestic users. Representative grab sampling shall be employed for pollutants that may degrade after collection, or where the use of automatic sampling equipment may otherwise result in unrepresentative sampling. Such pollutants include, but are not limited to, cyanide, oil and grease, volatile organic compounds, chlorine, phenol, sulfide, pH, and temperature. This will consist of an annual full priority pollutant scan in July. Wastewater sampling and analysis shall be performed in accordance with the minimum frequency of analysis required by the MRP (Attachment E). The Discharger shall also provide influent and effluent monitoring data for non-priority pollutants, which the Discharger believes may be causing or contributing to interference or pass through. The Discharger is not required to sample and analyze for asbestos. Sludge sampling and analysis is addressed elsewhere in this Order/Permit. Wastewater sampling and analysis shall be performed in accordance with 40 CFR 136.
- b. A discussion of upset, interference, or pass through, if any, at the Discharger's facilities, which the Discharger knows or suspects were caused by nondomestic users of the POTW system. The discussion shall include the reasons why the incidents occurred, any corrective actions taken, and, if known, the name and address of the responsible nondomestic user(s). The discussion shall also include a review of the applicable local pollutant limitations to determine whether any additional limitations or changes to existing limitations, are necessary to prevent pass-through, interference, or noncompliance with sludge disposal requirements.
- c. An updated list of the Discharger's SIUs including their names and addresses, and a list of deletions, additions and SIU name changes keyed to the previously submitted list. The Discharger shall provide a brief explanation for each change. The list shall identify the SIUs subject to federal categorical standards by specifying which set(s) of standards are applicable to each SIU. The list shall also indicate which SIUs are subject to local limitations.
- d. The Discharger shall characterize the compliance status of each SIU by providing a list or table for the following:

Name of SIU;

Category, if subject to categorical standards;

Type of wastewater treatment or control processes in place;

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Number of samples taken by SIU during the year;

Number of samples and inspections by Discharger during the year;

For an SIU subject to discharge requirements for total toxic organics, whether all required certifications were provided;

A list of pretreatment standards (categorical or local) violated during the year, or any other violations;

SIUs in significant noncompliance (SNC) as defined at 40 CFR 403.8(f)(2)(viii), at any time during the year;

A summary of enforcement actions or any other actions taken against SIUs during the year. Describe the type of action, final compliance date, and the amount of fines and/or penalties collected, if any. Describe any proposed actions for bringing SIUs into compliance.;

~~The name(s) of any SIU(s) required to submit a baseline monitoring report and any SIUs currently discharging under a baseline monitoring report; and~~

~~The names of any SIUs required to prepare and/or implement a pollution prevention plan pursuant to CA SB 709 and SB 2165.~~

- e. A brief description of any programs the Discharger implements to reduce pollutants from nondomestic users not classified as SIUs;
- f. A brief description of any significant changes in operating the pretreatment program which differ from the previous year, including, but not limited to, changes in the program's administrative structure, local limits, monitoring program, legal authority, enforcement policy, funding, and staffing levels;
- g. A summary of the annual pretreatment program budget, including the cost of pretreatment program functions and equipment purchases;
- h. A summary of activities to involve and inform the public of the pretreatment program, including a copy of the newspaper notice, if any, required by 40 CFR 403.8(f)(2)(vii);
- i. A description of any changes in sludge disposal methods;

~~j. A description of the program to quantify, characterize, regulate, and treat flow from low-flow urban runoff diversion systems and "first flush" industrial stormwater diversion systems that are routed to the sanitary sewer collection system; and~~

~~k.j.~~ A discussion of any concerns not described elsewhere in the annual report.

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5. Any substantial modifications to the approved Pretreatment Program, as defined in 40 CFR 403.18(b), shall be submitted in writing to the Regional Water Board and USEPA and shall not become effective until Regional Water Board and USEPA approval is obtained.

6. Semiannual SIU Status Report

The Discharger shall submit a semiannual SIU noncompliance status report to the Regional Water Board, State Water Board, and USEPA. The report shall cover the period of January 1 through June 30 and shall be submitted no later than September 1. (All required information for semiannual SIU noncompliance status reporting covering the period July 1 through December 31 shall be included in the annual report that is due March 1.) The report shall contain:

- a. The names and addresses of all SIUs which violated any discharge or reporting requirements during the semi-annual reporting period;
 - b. A description of the violations, including whether the discharge violations were for categorical standards or local limits;
 - c. A description of the enforcement actions or other actions taken to remedy the noncompliance;
 - d. The status of enforcement actions or other actions taken in response to SIU noncompliance identified in previous reports;~~;~~ and
 - ~~e. The status of any IUs required to prepare and/or implement a pollution prevention plan pursuant to CA SB 709 and SB 2165.~~
7. The Discharger is required to describe in the annual report any programs the POTW implements to reduce pollutants from non-domestic sources.

7.8. Nonindustrial Source Control and Public Education Programs

The Discharger shall continue to develop and implement its nonindustrial source control program and public education program. The purpose of these programs is to ~~eliminate~~ reduce the entrance of nonindustrial toxic pollutants and pesticides into the POTW. ~~The nonindustrial source control program will be supplemented with an updated survey of industrial and nonindustrial contaminant sources.~~ These programs shall be periodically reviewed and addressed in the annual report.

8.9. Signatory Requirements and Report Submittal

- a. The semi-annual and annual reports must be signed by a principal executive officer, ranking elected official or other duly authorized employee if such employee is responsible for the overall operation of the POTW. Any person

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signing these reports must make the following certification (40 CFR 403.6(a)(2)(ii)):

I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

- b. An original copy of the Annual Report and Semi-Annual Report must be sent to the Pretreatment Program Coordinator of the Regional Water Board and the duplicate copies of the Reports must be sent to USEPA through the following addresses:

Information and Technology Unit
Attn: Pretreatment Program Coordinator
California Regional Water Quality Control Board, Los Angeles Region
320 West 4th Street, Suite 200
Los Angeles, CA 90013

Pretreatment Program
U.S. Environmental Protection Agency, Region 9
CWA Compliance Office (WTR-7)
75 Hawthorne Street
San Francisco, CA 94105-3901

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